

State Water Resources Control Board

June 30, 2015

CERTIFIED MAIL
NO. 7014 2120 0000 5508 3507

Mr. Allen Koscinski
City of Hayward
16 Barnes Court Suite 4
Hayward, California 94541

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS
LOCATED AT CITY OF HAYWARD FIRE STATION #5, 28595 HAYWARD
BOULEVARD, HAYWARD**

Dear Mr. Koscinski:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the UST at your facility on June 18, 2015, pursuant to authority under Health and Safety Code, chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to Health and Safety Code (H&SC), chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Maintain Operating Permit On-Site – Permit to operate was not maintained in a location on-site at time of inspection.	Diesel	June 18, 2015	Ongoing	23 CCR 2712(i)
2	Failure to Maintain Facility and Tank Information (A&B Forms) – Provide installation date and update tank use to include emergency generator.	Diesel	June 18, 2015	Ongoing	23 CCR 2711(a)
3	Failure to Perform DO Training – The employee training record performed by the DO is dated April 18, 2014.	Diesel	May 1, 2015	Ongoing	23 CCR 2715(f)
4	Failure to Monitor Product Piping – The chain in the UDC's float & chain assembly was loose and would not be able to detect a leak at the earliest opportunity.	Diesel	June 18, 2015	Ongoing	23 CCR 2630(d)

No.	Violation	Tank	Start Date	Stop Date	Regulation
5	Failure to Monitor Product Piping – The sensor in the piping sump is not able to detect a leak at the earliest possible opportunity because the test boot is on the dispenser line.	Diesel	June 18, 2015	Ongoing	23 CCR 2630(d)
6	Failure to Continuously Monitor Emergency Generator Piping - A daily generator inspection log was not available for review at the time of the inspection. The alarm log on-site was not being used daily and the "T-1 Overfill Alarm" observed during the inspection was not documented.	Diesel	June 18, 2015	Ongoing	23 CCR 2636(f)(6)
7	Failure to Maintain Spill Containment Requirements – The spill containment device was unable to hold five gallons because there was approximately ½ inch of liquid in it during the inspection.	Diesel	June 18, 2015	Ongoing	23 CCR 2635(b)(1)
8	Failure to Maintain Testing Documents On-Site – The following documents were not available during inspection: Annual Monitoring Certification and spill containment test conducted in 2013. This was corrected the same day.	Diesel	June 18, 2015	June 18, 2015	23 CCR 2712(b); H&SC 25293

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and City of Hayward Fire Department within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance.

Please send all compliance documentation to the following:

State Water Board

Ms. Rebecca Green
UST Enforcement Unit
1001 I Street, 16th Floor
Sacramento, California 95814
rebecca.green@waterboards.ca.gov

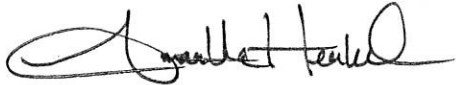
Local CUPA

Mr. Miles Perez
City of Hayward Fire Department
777 B Street,
Hayward, California 94541
miles.perez@hayward-ca.gov

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Amanda Henkel". The signature is fluid and cursive, with the first name "Amanda" written in a larger, more prominent script than the last name "Henkel".

Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: (via email only)

Mr. Hugh Murphy
Hazardous Materials Program Manager
City of Hayward Fire Department
hugh.murphy@hayward-ca.gov